

T36N, R5W, B.M., SEC26

22 23
27 26

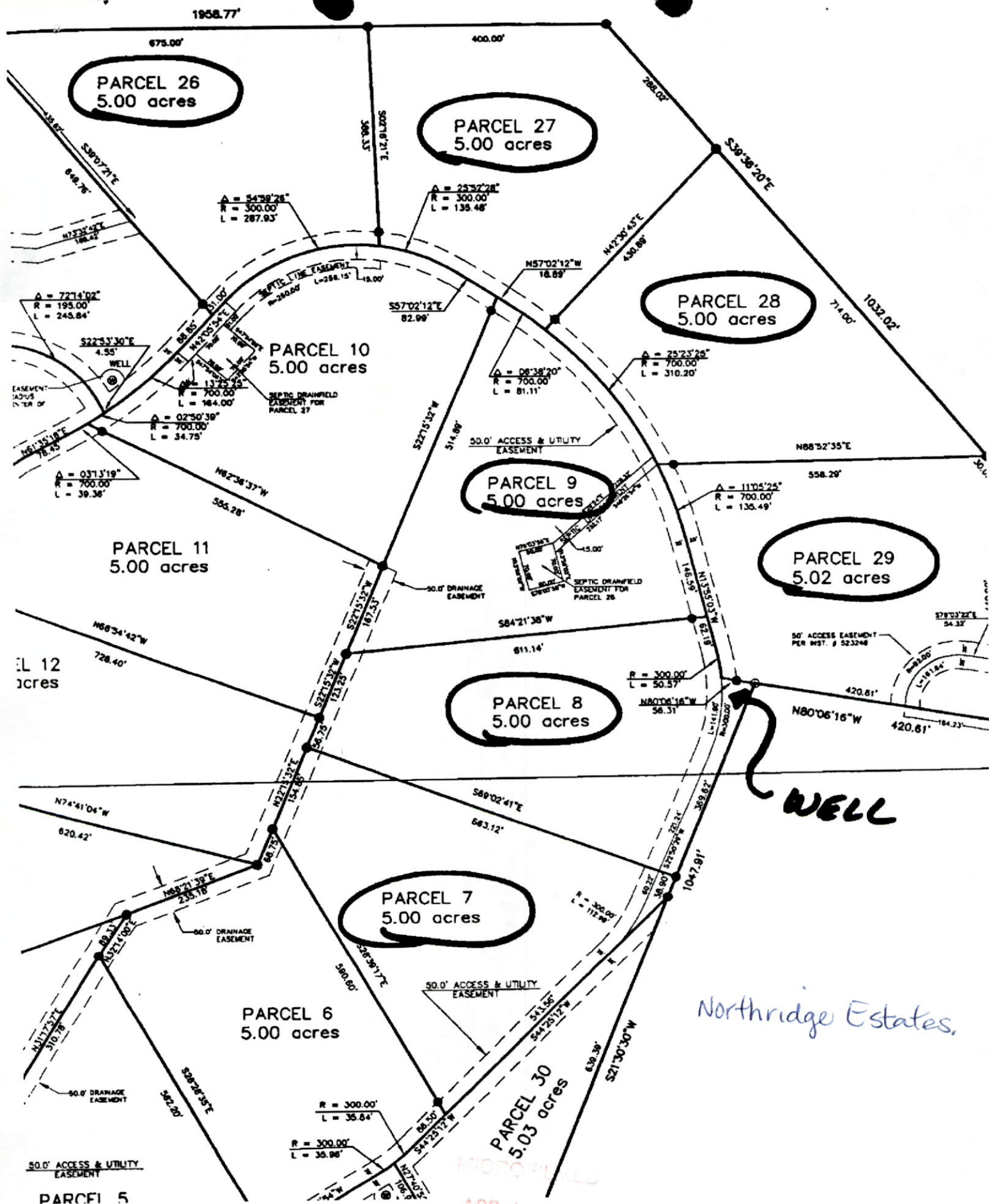
27 26
34 35

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MICRO FILM
APR 14 1999

Robert L. Lee, Trustee
(Applicant)



APR 14 1999

TRIBUNE PUBLISHING COMPANY, INC.

The Lewiston Morning Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

**LEGAL ADVERTISING
INVOICE**

SOLD TO: ID DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. STE 210
COEUR D'AL ID 83814

Date 08/13/98INVOICE NO. 180382Account No. 964750Description 180382NOTICEOFAPPLICATTimes 2Lines 35

Tab. Lines _____

\$ 48.13

RECEIVED

AUG 17 1998

NORTHERN REGION
IDWR

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

ok

180382
NOTICE OF APPLICATION
FOR WATER RIGHT
The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
86-07361
SDG HOLDING CO INC
4163 BEACH DRIVE SW SUITE 102
SEATTLE, WA 98116
Source: GROUNDWATER
Division Pt: (LSE) SENW Sec 26 T 36N
R 05W in NEZ PERCE
County.
Use: IRRIGATION (0.330 CFS)
DOMESTIC (0.130 CFS)
Total Diversion: (0.330 CFS)
Date Filed: 7/27/1998
In: NEZ PERCE County
T36N R05W S26 SENW NESW
3.5 ACRES TOTAL
For additional information concern-
ing the property location, call the North-
ern Regional Office at (208) 769-1450.
The permit(s) will be subject to all
prior water rights. Protests must be
filed with the applicant and with the
Director, Dept. of Water Resources,
Northern Region, 1910 Northwest
Blvd. Suite 210, Coeur d'Alene, Idaho
83814, together with a protest fee of
\$25.00 on or before AUGUST 24,
1998.
KARL J. DREHER, Director
Published: 8/6/1998 & 8/13/1998

Karen Lewis, being duly sworn, deposes and says, I am
the Legal Clerk of the Tribune Publishing Company, a corporation
organized and existing under and by virtue of the laws of the
State of Idaho, publishers of the LEWISTON MORNING TRIBUNE,
a newspaper of general circulation published at Lewiston, Nez Perce County,
Idaho; That the said Lewiston Morning Tribune is an established newspaper
and has been published regularly and issued regularly at least once a day
for more than 21 consecutive years next immediately preceding the first
publication of this notice, and has been so published uninterrupted for
said period; that the 180382NOTICEOFA attached hereto and which is made
a part of this affidavit was published in the said Lewiston Morning Tribune,
2 time(s). Publication being on 08/06, or once a WEEK
for 2 consecutive WEEK, the first publication thereof being on
the 08/06/98, and the last publication thereof being on
the 08/13/98, and said 180382NOTICEOFA was so published in the
regular and entire issue of said newspaper and was not in a supplement
thereof and was so published in every issue and number of the said
paper, during the period and times of publication as set forth above.

Karen J. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE 14day of August 1998

Ray Reed
Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 7/1/03

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APR 14 1999

RECEIVED

AUG 30 1999

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY

Amt. of Fee \$: 100.00

Receipt No. NO 13178

Receipt By: Φ

Date Received: 8/26/99

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 86-07361 Telephone No. 206-932-1817

2. Name(s) of Permit Holder(s): SDG Holding Co., Inc.

3. Mailing Address: 4613 Beach Dr. SW #102, Seattle, WA 98116

4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. 09 / yr. 1998

a. Well Driller: McPherson & Wright Drilling Permit Number: D0 - 00 - 51 - 82

b. **OPTIONAL:**

Pump Horsepower: 3hp Pressure (psi): _____ Dynamic pumping level (ft): 280 ft.

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 8 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 3.5 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.33 cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes _____ or No X

Has the measuring device been installed? Yes _____ or No X

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No X

Has the measurement port been installed? Yes _____ or No X

8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Scott Schevenius Telephone Number: 208-746-2661

Address: 101 Thain Road, Lewiston, ID 83501

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: [Signature]

(include your title, if on behalf of company or organization)

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JAN 31 2000 Date: 8-25-99

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 86-07361

Proposed Priority: July 27, 1998

Maximum Diversion Rate:

0.24 CFS

This is to certify, that **SDG HOLDING CO INC**
4163 BEACH DR SW #102
SEATTLE WA 98116

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/01 to 11/30	0.11 CFS
DOMESTIC	01/01 to 12/31	0.13 CFS
	Totals	0.24 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 26, Township 36N, Range 05W
NEZ PERCE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
36N	05W	26	SENW 3.0	NESW 0.5		3.5

Total number of acres irrigated: 3.5

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1999**.
2. Subject to all prior water rights.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. Point of diversion is located within Parcel 8, Northridge Estates.
6. Places of use are located within Parcels 7-9 & 26-29, Northridge Estates.
7. This right when combined with all other rights shall provide no more than 0.032 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Domestic use is for 7 homes and does not include lawn, garden, landscape, or other types of irrigation.

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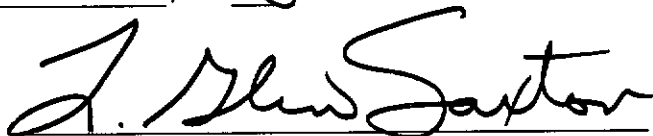
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 86-07361

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

1st day of October, 1998.



Karl J. Dreher, Director

for

MICROFILMED

APR 14 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 86-7361

RECEIVED

AUG 31 1998

To appropriate the public waters of the State of Idaho

Department of Water Resources
206-932-1817

1. Name of applicant SDG Holding Co., Inc. Phone _____
Post office address 4163 Beach Drive S.W., Suite 102 Seattle WA 98116
2. Source of water supply Groundwater which is a tributary of N/A
SUBDIVISION LOT
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Gov. Lot 28
Sec. 26 Township 36N Range 5W B.M. Nez Perce County; additional
points of diversion if any: N/A
4. Water will be used for the following purposes:
Amount * 0.12 ~~0.33~~ cfs for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum) 30 Standard Season
Amount 0.13 for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.33 * 0.25 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. N/A

b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 8 inches; proposed depth of well is 500 feet.
d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
One years (minimum 1 year).

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APR 14 1999

\$200 WELL DRILLING PERMIT RECEIVED WITH APPLICATION FOR PERMIT ON 7/27/98

*Maximum allowable for irrigation. OK per Scott White, White Eng. 9/3/98 c3.

8. Description of proposed uses (irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. N/A
- b. Stockwatering; list number and kind of livestock. N/A
- c. Municipal; show name of municipality. N/A
- d. Domestic; show number of households. 7
- e. Other; describe fully. N/A

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
36N	5W	26								3.0	.5								3.5

Total number of acres to be irrigated 3.5

10. Describe any other water rights used for the same purposes as described above. N/A

11. a. Who owns the property at the point of diversion? Lot 28 SDG Holding Co., Inc.
- b. Who owns the land to be irrigated or place of use? SDG Holding Co., Inc.
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: This water is for use on Lots 26, 27, 28, 29, 9, 8, 7. Only 0.5 acre per lot is allowed to be irrigated.

CORPORATE OFFICERS

RICHARD T. MCLEAN

TRUSTEE

DONALD R. MORKIN

TRUSTEE

MICROFILMED
APR 14 1999

T36N, R5W, B.M., SEC26

22 23
27 26

23 24
26 25
26 25
35 36

D
D

WELL

MICROFILMED

APR 14 1999

Robert T. Liles, Trustee
(Applicant)

Received by db Date 7/27/98 Time 8 45a Preliminary check by [Signature]
Fee \$ 50.00 Received by db # N012261 Date 7/27/98
Publication prepared by db Date 7/28/98 Published in Lewiston Tribune 8/6+13/98
Publication approved db Date 8/17/

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

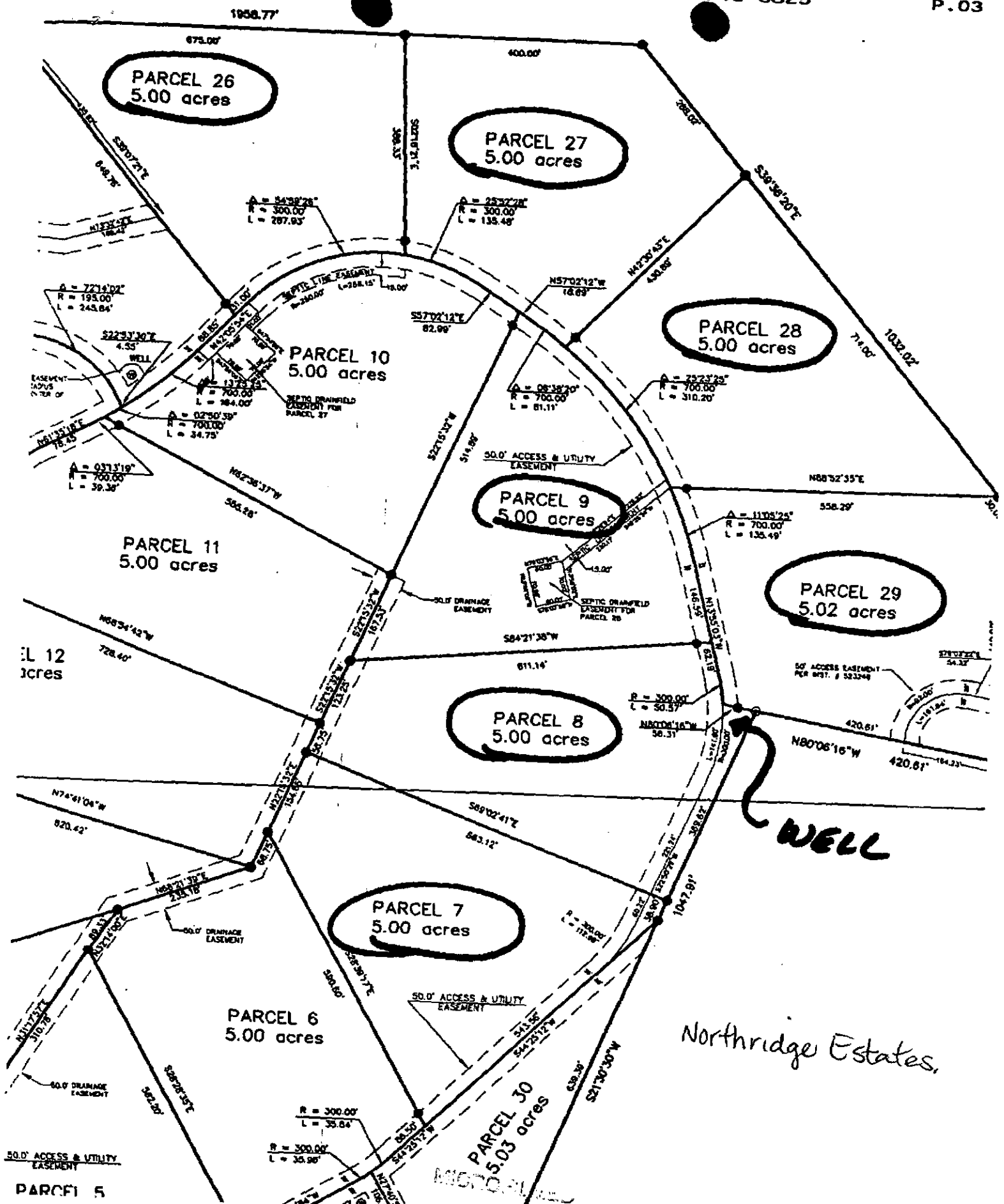
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

MICROFILM

APR 14 1999

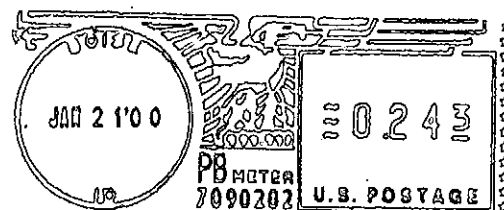


APR 14 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street
Boise, Idaho 83706-2237

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



RECEIVED

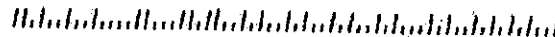
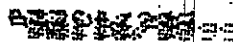
86-07361

FEB - 7 2000

Department of Water Resources

4/13 C/O MCLEAN

MCLE163 1981163001 1100 21 01/24/00
MCLEAN RETURN TO SENDER
TEMPORARILY AWAY
RETURN TO SENDER





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

January 20, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SDG HOLDING CO INC
4613 BEACH DR SW #102
SEATTLE WA 98116

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 86-07361

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **NORTHERN** Regional Office of the department in Coeur d'Alene at (208) 769-1450.

Sincerely,

Kari Lynn Townsend
Secretary

c: IDWR - Regional Office

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

N013178

Date:

Time:

8/26/1999

11:36:17

Received

From:

WYATT ENGINEERING

Type of Payment

Program A cct

Amount

PROOF OF BENEFICIAL USE 86-07361

65104

229 21 1155

100.00

Total

\$

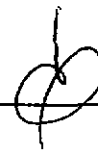
100.00

CHECK

18488

Region: NORTHERN

Signature: _____





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

January 20, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

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4613 BEACH DR SW #102
SEATTLE WA 98116

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Sincerely,

Kari Lynn Townsend
Secretary

c: IDWR - Regional Office

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JAN 31 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 86-07361 Reviewed by WJA Date 01-08-99

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

D & Irr

yes Address same as permit?

yes Proof timely received?

Correct Uses? yes

If not, complete calculation below.

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

 Copy in the file?

Drilling Permit No. DO-00-51-82

 Amount paid for permit

 Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

100 Amount Submitted

yes Correct?

MEASURING DEVICE

NO Required?

 Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

 -
 =
 +

DEFICIENCIES OR ACTION ITEMS

need to check dist permit no + fee
none/ack proof

DATA ENTRY

New Address

Proof Made 8-26-99

July 31, 1999

SDG HOLDING CO INC
4163 BEACH DR SW #102
SEATTLE WA 98116

PROOF DUE NOTICE

RE: PERMIT NO. 86-07361

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 1, 1999.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

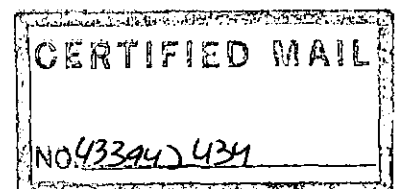
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

JAN 31 2000





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 2, 1998

PHILIP E. BATT
GOVERNOR

SDG HOLDING CO INC
4163 BEACH DR SW #102
SEATTLE WA 98116

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 86-07361

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

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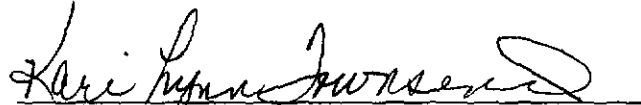
APR 14 1999

CERTIFICATE OF MAILING

I hereby certify that on the 2nd day of October, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 86-07361

SDG HOLDING CO INC
4163 BEACH DR SW #102
SEATTLE WA 98116


Kari Lynn Townsend
Secretary

MICROFILMED
APR 14 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

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APR 14 1998

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED

APR 14 1999

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy Lou*
 No.: 86-7361 Name: SDG Holding Date: 9/2/98 ^{9/30/98} Ad OK? OK ✓ Gvmt Lts: ✓

 AREA OF CONCERN: - No/Yes: SFO Mor / _____ GWMA / Trust / Non-trust
 PROTESTED: - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

- > 1 year - 26A-P17
- ≤ 1 year/no proof - P16

GROUNDWATER: (✓ FLO-CH)

- WMD (✓ MAP) - North / East / West
- > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)
- ≤ 0.24 cfs/5 acres - No MD
- WMD Supplemental use - 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)
- > 0.24 cfs/5 acres - 01M (report when notified)
- ≤ 0.24 cfs/5 acres - No MD

DRILLING PERMIT:

- All wells (✓ WDQ3) - 046-P23
- In Basin 34? - 085
- Irr. within WD - P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

- FISH & GAME CONTACTED: - Yes / No; RESPONSE: _____
- IN/ABOVE MIN. STR. FLOW (✓ MAP) - *WB9
- WD (✓ MAP & LISTING) - R04 (WD # _____)
- > 0.10 cfs - 01J-P08 (MD & LD)
- ≤ 0.10 cfs - 01H-P01 (LD), 01P or No MD (in-stream stock)
- WMD (✓ MAP) - 067 or No MD (in-stream stock or power)
- > 0.24 cfs/5 acres - No MD
- ≤ 0.24 cfs/5 acres

SPRINGS/SINK, INACTIVE WD & REST OF STATE

- > 0.24 cfs/5 acres - 01M or No MD (in-stream stock or power)
- ≤ 0.24 cfs/5 acres - No MD

RIVER BASINS: (*Surface water):

- Snake R (01) - *W22 -P04, NA
- (02/03-irr) - 007 (w/ remark *WB9 if above Weiser), NA
- Payette R(65) - *W22 (regulated uses), 047-P04 (Payette Lake), NA
- Salmon R (70's) - 029 (fish screens), NA
- Weiser R (67) - 086, 087

USE:

- Domestic surface - *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
- > 1 in rest. area - ~~070~~ 070 (per region) (remark)
- Fire Protection - 077
- Fish Propagation - 029-007-042(req)-081 (WQ)-P10
- Heating/Cooling - R07 (injection well)
- Irr ≤ 5 acres - R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- > 5 acres - R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- Mining - 054(req) -081-P10
- Municipal - 022, 075, 004 (+memo?), NA (not in restricted area)
- Power - 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use); 17G (FERC) or 17M (FERG); 18B-P09; >25 cfs-P18
- Stockwater - R37 (BLM/USFS); NA
- Storage (✓ 3 compo.) - 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

- 42-248 area - P84 (in 20/30/40/50/60/70/80 (87) basin)
- Boise Front LoGeo - 058 (<85° GW temp only)
- In-stream dev. - P52 (stream channel alteration)
- Mitigation - 120

SWAN FALLS FLAG (See Code Chart)

- Trust -
- Non-Trust (1) - 051-052-053-P74 (Consumptive Uses), NA
- 048-049 (Consumptive Uses), NA
- 004 (PD/PU)

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

 - 01W59 02W60 03W85/7 04070

- 10/1/1999

 - Needs subd plat

 - why high in rate? up meq 9/2/98.
 Scott of White Eng. called } red 9/29/98
 9/3/98 - he will send plat.

WYATT ENGINEERING, INC.

101 THAIN ROAD
LEWISTON, ID 83501
PH: 208-746-2661
FAX: 208-746-6825

Fax

To: CINDY ZIMMERMANFrom: SCOTT SCHEVENIUSFax: (208)327-7866Date: 9-29-98Phone: (208)327-7900Pages (including cover page): 3RE: NORTHRIDGE ESTATES
WELL #3

Copy: _____

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Message:

CINDY:

SORRY I DID NOT GET THIS INFORMATION
TO YOU SOONER. IF YOU NEED ANY OTHER
INFORMATION, PLEASE CALL ME. THANK YOU



MICROFILMED

APR 14 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 23, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SDG Holding Co., Inc.
4163 Beach Drive SW, Ste. 102
Seattle WA 98116

RE: Application for Permit No. 86-07361

Dear Sirs,

The above referenced application has been sent to the State Office for final review and processing; however, before the application process can continue, I will need some additional information.

As I explained to your representative, Scott White of White Engineering, during our telephone conversation on April 14, 1998, a subdivision plat identifying the location of the 7 homes listed on the application was not included with the application. I need the subdivision plat to clarify where water will be diverted. Please provide a subdivision plat identifying the location of the point of diversion, the location of any common or non-domestic areas, as well as the size of each lot. A preliminary plat would suffice.

I will hold processing on your application for 30 days pending your response. If I do not receive the requested additional information or a response from you within the 30-day period, I will start proceedings to void this application.

If you have any questions, you may contact me directly at (208) 327-7944.

Sincerely,

A handwritten signature in cursive script that reads 'Cindy Zimmerman'.

Cindy Zimmerman
Water Resource Agent

RECEIVED

APR 14 1999

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

WRI
WRA
BCA/

APPLICATION # 86-7361

AUG 31 1998

INITIAL REVIEW

DEPARTMENT OF WATER RESOURCES

APPLICANT: SOG BY: AB DATE: 7/27/98

ITEM REQUIRED INFORMATION

1. (X) Name and Address
2. (X) Source
3. (X) Point of Diversion & County
4. (X) Quantity
(X) Nature of Proposed Use
(X) Period of Use
5. (X) Total Quantity
6. (X) Description of diverting works
7. (X) Time required for b/u
8. (X) Proposed use
9. (X) Place of use or acres irrigated
10. (X) Other water Rights
11. (X) Ownership
12. (X) Map
(X) Signature
(X) Fee (Amt, receipt, acknowledgement)

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

- (Yes) (No)
- X Field check: by _____
- X Field report attached
- X Analysis Supp. attached(>5cfs/500af)
- X Water delivered by water master?
- Water District # _____

PROCESSING

(Yes) (No) PRIORITY DATE: 7/27/98

X (Include Moratorium Remark)

X Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

LT/Shum/ek

ADVERTISE IN: NEZ PERCE County

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: AB

INFORMATION RECEIVED:

- () Dam Information () Fish Information
- () Power Information () Other: AB

GROUNDWATER SECTION

WD Permit No.'s:	Type:	Fees	Receipt No.	Upgrade Needed?
<u>86 98 N</u>	Dom. <u>X</u> Non-Dom. <u>X</u>	Paid \$ <u>200</u>	<u>N012261</u>	Y () N (<u>X</u>)
_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()

- X Groundwater management area
- X Critical ground water area
- X Well Drilling Permit required
- X Well Drilling Application and Fees received
- Well Drilling Application approved?

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

- (Yes) (No)
- Notice of pending void order issued. Final order response date: _____/_____/_____
- Further information required from applicant
- 8/17 Affidavit of publication received
- 8/17 Application published correctly. If not, record action taken: _____
- 7/28 Publication dates and paper recorded on application | Sr. Agent initial AB
- X Protests received, Final protest date: 8/24/98
- X Measuring device required
- X Measuring port required
- X Special conditions:
- X Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB

Date: 8/27/98

TRIBUNE PUBLISHING COMPANY, INC.

The Lewiston Morning Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 08/13/98INVOICE NO. 180382Account No. 964750Description 180382NOTICEOFAPPLICATTimes 2Lines 35

Tab. Lines _____

\$ 48.13**LEGAL ADVERTISING
INVOICE**

SOLD TO: ID DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. STE 210
COEUR D'AL ID 83814

RECEIVED

AUG 17 1998

NORTHERN REGION
IDWR

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

180382
**NOTICE OF APPLICATION
FOR WATER RIGHT**
The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
86-07361
SDG HOLDING CO INC
4163 BEACH DRIVE SW SUITE 102
SEATTLE, WA 98116
Source: GROUNDWATER
Diversi on Pt. (L) SEENW Sec 26 T 36N
R 05W in NEZ PERCE
County.
Use: IRRIGATION (0.330 CFS)
DOMESTIC (0.130 CFS)
Total Diversion: (0.330 CFS)
Date Filed: 7/27/1998
In: NEZ PERCE County
T36N R05W S26 SENW NESW
3.5 ACRES TOTAL
For additional information concern-
ing the property location, call the North-
ern Regional Office at (208) 769-1450.
The permit(s) will be subject to all
prior water rights. Protests must be
filed with the applicant and with the
Director, Dept. of Water Resources,
Northern Region, 1910 Northwest
Blvd. Suite 210, Coeur d'Alene, Idaho
83814, together with a protest fee of
\$25.00 on or before AUGUST 24,
1998.
KARL J. DREHER, Director
Published: 8/ 6/1998 & 8/13/1998

Karen Lewis, being duly sworn, deposes and says, I am
the Legal Clerk of the Tribune Publishing Company, a corporation
organized and existing under and by virtue of the laws of the
State of Idaho, publishers of the LEWISTON MORNING TRIBUNE,
a newspaper of general circulation published at Lewiston, Nez Perce County,
Idaho; That the said Lewiston Morning Tribune is an established newspaper
and has been published regularly and issued regularly at least once a day
for more than 21 consecutive years next immediately preceding the first
publication of this notice, and has been so published uninterrupted for
said period; that the 180382NOTICEOFA attached hereto and which is made
a part of this affidavit was published in the said Lewiston Morning Tribune,
2 time(s). Publication being on 08/06, or once a WEEK
for 2 consecutive WEEK, the first publication thereof being on
the 08/06/98, and the last publication thereof being on
the 08/13/98, and said 180382NOTICEOFA was so published in the
regular and entire issue of said newspaper and was not in a supplement
thereof and was so published in every issue and number of the said
paper, during the period and times of publication as set forth above.

Karen J. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE 14day of August 1998

Ray Reed

Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 7/1/03

MICROFILMED

APR 14 1999

86-07361

SDG HOLDING CO INC
4163 BEACH DRIVE SW SUITE 102
SEATTLE, WA 98116

Source: GROUNDWATER

Diversion Pt: SESENW Sec 26 T 36N R 05W in NEZ PERCE County.

Use: IRRIGATION	(	0.330 CFS)
DOMESTIC	(	0.130 CFS)
Total Diversion:	(	0.330 CFS)

Date Filed: 7/27/1998

In: NEZ PERCE County
T36N R05W S26 SENW NESW

3.5 ACRES TOTAL

MICROFILMED
APR 14 1999

July 29, 1998

SDG Holding Co Inc
4163 Beach Drive SW Suite 102
Seattle WA 98116

Re: Water Appropriation Application No. 86-07361

Gentlemen:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application. Enclosed for your file is Receipt Number N012261.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

If your source is groundwater, a Well Drilling Permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$75.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. These Permits can be obtained by your driller, also. It is sometimes possible to upgrade an existing Domestic Drilling Permit by submitting a fee for the difference. This, however, depends on the individual well.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

APR 14 1999



Ident. No. 86-98-N-0053-000
Well Tag No. D0005182
Water Right No. 86-07361

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: SDG HOLDING CO., INC O 206-932-1817
Address: 4163 BEACH DRIVE, SW NO 102
SEATTLE WA 98116

2. Proposed Well Location: Township 36N, Range 05W, Sec. 26, NESENW
NEZ PERCE County

Street Address of Well Site: LOT 28 NORTHRIDGE ROAD - NORTHRIDGE ESTATES
LEWISTON ID

Lot, Block, and Subdivision: Lt 028
Blk
NORTHRIDGE ESTATES

3. Proposed Use of Well: Other
7 HOME SUBDIVISION

4. Well Construction Information:

- A. NEW WELL
 - B. Proposed Surface Diameter 8 In. Proposed Maximum Depth Ft.
 - C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)
- (NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 7/28/1998

6. Anticipated Well Driller: MC PHERSON & WRIGHT DRILLING (No. 0376)
NOTE: The actual well driller must be identified to IDWR prior to drilling commencement.

7. Applicant's Signature _____ Date _____

Title _____
(Owner, Firm Representative, Other)

Fee \$ 250.00 Received by _____ No. N012261 Date 7/27/1998

MICROFILMED

APR 14 1999

Ident. No.
Well Tag No.

86-98-N-0053-000
D0005182

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is **APPROVED**

Date: **7/28/1998**

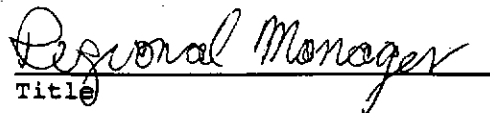
If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank. Public Water Supply wells must not be drilled closer than 100' from any drainfield or septic tank.
3. The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line " Number for your area is 1-800-424-5555.
9. Applicant requests issuance of this Drilling Permit prior to approval of a Water Right or Transfer of a Water Right. Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the diversion of water from this well may not ultimately be approved for use.



Signature of Authorized Dept. Representative



Title

EXTENSION OF DRILLING PERMIT

Extension Approved by: _____

Approval Date: _____

MICROFILMED Expires On: _____

APR 14 1999

July 28, 1998

SDG Holding Co Inc
4163 Beach Drive SW #102
Seattle WA 98116

Re: Well ID Tag No. D0005182

Gentlemen:

The State of Idaho has started a Well Identification Program to protect Idaho's ground water. This Program will help protect your well, your health, and your property values. Building a record of good well and water quality protection is money in the bank.

Your well has been assigned a well identification number. It is imprinted on the stainless steel tag which is enclosed along with the permit and receipt for your records. The drilling firm that you have chosen is responsible for attaching the Tag to the well; but by purchasing the Permit/Tag you are responsible to see that the driller has the tag and permit in his possession before construction begins so that the tag is attached to the well head at the time of completion. This unique well number should remain affixed to your well forever and should be written on all information about your well and referenced in all inquires about your well.

Your well identification number will assist you in tracking water quality and water quantity changes in your well. It also establishes a link between well construction and public health records. In addition to using your well identification number, we recommend the following protection practices for your well to preserve the quality of your drinking water:

DO:

Test your well for bacteria annually and for nitrates every three years (especially if you have an infant under six months of age.) Be sure to write your well identification number on each lab slip.

Keep your well tightly capped with a sanitary seal to keep surface contaminants and small animals or insects out. Maintain screening on any vents or openings on top of you well casing.

Keep the area around your well clean.

DON'T:

Remove the well identification tag.

Store hazardous materials such as paint, oil, gasoline, anti-freeze, garden chemical, rat poison, and trash near your well or in your well house.

Let farm animals pasture around your well, particularly if the well is in a low spot where water can collect.

If you have any questions about testing your well, please contact your local Health Department. If you have questions about the Well Identification Program call Tom King or Carolyn Monitz at the Department of Water Resources, Northern Region at (208) 769-1450. We all have a stake in clean ground water - with your help we can protect our ground water for your use and for future generations.

Sincerely,

Carolyn Monitz, Records Clerk
Tom King, Sr. Water Resource Agent

cc: Scott Schevenius, Wyatt Engineering, 101 Thain Road, Lewiston ID 83501
MICROFILMED

APR 14 1999